

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

THOMAS ROY BROWN,

Plaintiff,

vs.

WELLS FARGO HOME LOANS, *et al.*,

Defendants.

Case No. 2:10-cv-01699-RLH-PAL

ORDER

(Mot. For Stay - Dkt. #31)

Before the court is Defendants' Motion for Stay of Litigation and Discovery Proceedings Pending Determination on Pending Dispositive Motions (Dkt. #31). The court has considered the Motion (Dkt. #31) and Defendant Greenpoint Mortgage Funding, Inc.'s ("Greenpoint") Joinder (Dkt. #33). The Plaintiff did not file a response and the time for filing a response has run.

Defendants seek an order staying this case while the district judge decides pending dispositive motions. Defendant Greenpoint filed a Motion to Dismiss (Dkt. 17) December 6, 2010. Plaintiff filed a Motion for Partial Summary Judgment (Dkt. #21) December 9, 2010, and the Defendants Wells Fargo Home Loans, EMC Mortgage Corporation, and MERS filed a Counter Motion for Summary Judgment (Dkt. #30) January 7, 2011.

LR 7-2(d) states "The failure of an opposing party to file points and authorities in response to any motion shall constitute a consent to the granting of the motion." Additionally, the court has preliminarily reviewed the motions and agrees a stay of discovery is appropriate

Having reviewed and considered the matter,

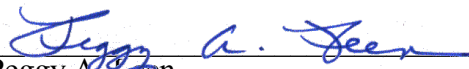
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1 **IT IS ORDERED** that Defendants' Motion for Stay of Litigation and Discovery Proceedings
2 Pending Determination on Pending Dispositive Motions (Dkt. #31) is **GRANTED**.

3 Dated this 10th day of February, 2011.

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6 Peggy A. Leen
7 United States Magistrate Judge
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